

1 BILL NO. S-82-01-23

2 SPECIAL ORDINANCE NO. S-29-82

3 AN ORDINANCE approving Change Order No. 2,
4 for 323-80, Spy Run Interconnect Interceptor,
5 Federal Grant No. C-180599-07, in connection
6 with the Board of Public Works.

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. That Change Order No. 2, for 323-80, Spy Run
10 Interconnect Interceptor, Federal Grant No. C-180599-07, to
11 Waynesfield Construction, Inc., in connection with the Board of
12 Public Works for:

13 a reduction in the contract price due
14 to contract specifications that required
15 the Contractor to pay for each and every
16 sewer tap permit fee for which he installed
17 a building sewer. However, since this fee
18 has been determined not to be federally
19 eligible and the prepayment of such does
20 eliminate our only system for monitoring
those properties which become connected
to our sanitary sewer system for sewage
billing, it is in our best interest to
have this fee paid for by the individual
property owners. We are thereby able to
inspect the connection and notify the
billing department to commence it's
sewage billing for the property,

21 in the amount of \$9,572.45 to be deducted from the contract price
22 as set out in the specifications which are on file in the Office
23 of the Board of Public Works and are by reference incorporated
24 herein and made a part hereof, be and the same is in all things
25 ratified, confirmed and approved.

26 SECTION 2. That this Ordinance shall be in full force and
27 effect from and after its passage and approval by the Mayor.

28
29 
COUNCILMAN

30 APPROVED AS TO FORM AND
31 LEGALTY JANUARY 22, 1982

32 
BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by E. A. Burns, and duly adopted, read the second time by title and referred to the Committee City Clerk (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 1-26-82, the 17 day of February, 1982, at 7 o'clock P.M., E.S.T.

DATE: 1-26-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Burns, seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	<u>0</u>	<u> </u>	<u>1</u>	<u> </u>
BRADBURY	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
BURNS	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
EISBART	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
GIAQUINTA	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
NUCKOLS	<u> </u>	<u> </u>	<u> </u>	<u>X</u>	<u> </u>
SCHMIDT	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
SCHOMBURG	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
STIER	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TALARICO	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 2-9-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. 29-82 on the 9th day of February, 1982.

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of February, 1982, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 10th day of February, 1982, at the hour of 2 o'clock P.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

BILL NO. S-82-01-33

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN
ORDINANCE approving Change Order No. 2 for 323-80, Spy Run Interconnect
Interconnector, Federal Grant No. C-180599-07, in
connection with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

PAUL M. BURNS - CHAIRMAN

MARK E. GiaQUINTA - VICE CHAIRMAN

JAMES S. STIER

JANET G. BRADBURY

ROY J. SCHOMBURG

CONCURRED IN

DATE 2-9-82 CHARLES W. WARTENMAN, CITY CLERK

CHANGE ORDER

Change Order No. 2
 Project No. C-180599-07
 Name of Project: SPY RUN INTERCONNECT INTERCEPTOR

Resolution No. 323-80
 Board Order No. 16-80
 Date: 4/12/81

To: WAYNESFIELD CONSTRUCTION, INC.
 (Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change	Unit Price	Change in Contract Price	
		Description		Decrease	Increase
40	1± EA	Cleaning 48" concrete pipe	lump sum		9,572.45
			Total Decrease		
			Total Increase		
Net (Decrease) (Increase)			Contract Price		9,572.45

The sum of \$ 9,572.45 is hereby (added to) ~~(deducted from)~~ the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price	\$1,099,410.00
Current Contract Price Adjusted by Previous Change Order	\$1,130,834.20
New Contract Price including this Change Order	\$1,140,406.70

The time provided for completion in the contract for this project is (unchanged) ~~(increased)~~ ~~(decreased)~~ by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: Charles Embury Chief Engineer Date 10/12/81
 Accepted by: Paul E. [Signature] Contractor Date 4/12/81
 Approved by: [Signature] City Engineer Date Jan 6, 1982
 Approved by: [Signature] Owner Date _____
[Signature]

Attested by: _____ Clerk Date _____

Change Order No. 2

Resolution No. 323-80

Board Order No. 16-80

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: _____

SEE ATTACHED JUSTIFICATION

2. Will proposed change alter size of the project? Yes _____ No X
If yes, explain

3. Affect on operation and maintenance cost of this project:
N/A

Gregory J. Merrill 12/2/81
Project Engineer

NECESSITY FOR CHANGE ORDER NO. 2
RESOLUTION 323-80 - EPA C-180599-07

WAYNESFIELD CONSTRUCTION, INC., Contractor

Item #40 - Clean 48" Concrete Pipe

During the course of construction on this Resolution, there were two (2) separate occasions when heavy rains were experienced that caused problems with our installation of 48" concrete pipe.

The first was in April, 1981. The river and rains flooded the construction area in Franke Park causing tremendous amount of spoil material to be washed into the new line. This happened in the early morning before working hours, causing the temporary plug to be knocked out and the material washing into the line for a distance of 600± LF and at the highest point, there was less than six (6") inches of clearance remaining. Prior to the second flood, the contractor, ~~had~~ ^{had} 400± feet of line associated with this first incident leaving 200± feet remaining to be cleaned.

The second flooding occurred in July 1981, and associated with this flooding and rain, the City had the sanitary sewer pumping station fail to operate and/or experienced an outage causing that station to overflow and wash raw sewage into the new 48" concrete pipe.

Accepting the fact that our lift station outage was contributory to the second occurrence, we researched the inspector's diary to substantiate the time spent, men and material used in cleaning up this mess.

After all the time and material was substantiated, the following method was used to compensate the contractor:

- | | | | | |
|----------------|--|--------|---|--------------------------------|
| 1st Occurrence | - | 600 LF | - | filled with material |
| April | - | 400 LF | - | Material cleaned by contractor |
| | - | 200 LF | - | left to be cleaned |
| 2nd Occurrence | - | 600 LF | - | filled with material |
| July | - | 600 LF | - | material cleaned by contractor |
| | - | | | |
| (a) | Compensation based on 67% of time and material was associated with 2nd occurrence (400 LF divided by 600 LF = 67%) | | | |
| (b) | Pipe washing cost - 50% negotiated figure | | | |
| (c) | Overhead and profit | | | |
| (d) | Computed value to clean associated with second rain and pump station outage \$14,287.24. | | | |

Agreed to compensate the contractor 67% of this cost, which is \$9,572.45.

Attachment "A" - is the listing of time, materials and rates submitted by the contractor. This listing covers both occurrences and those items highlighted in yellow are the costs which this Engineering Department feels is justifiable.

"A"

	Initials	
Prepared By		
Approved By		

Approved By _____

100% 12% GREEN - 4212% WHITE

CLEANING

Finishers $119\frac{1}{2} @ 18.67 = 2231.07$
labor $8 @ 12.15 = 97.20$
Foreman $207\frac{1}{2} @ 17.22 = 3676.90$
Pipe Layer $263 @ 15.39 = 4047.57$
Cat 225 $31\frac{1}{2} @ 70.00 = 2205.00$
930 $20\frac{1}{2} @ 55.00 = 1127.50$

$13,385.24 \times 66\% =$

\$ 8834.26

PIPE WASHING

SUB
CONTRACTORS $\left\{ \begin{array}{l} 1080.00 \\ 3840.00 \end{array} \right. = \$4,920.00$

\$ 2,460.00

TOTAL = \$ 11,294.26

15% OH

\$ 12,988.40

10% Prof.

\$ 14,287.24

.67

COMPENSATE 67% OF COST

\$ 9,572.45

W.R.B. 65
10/30/81

5589 TITLE OF ORDINANCE Change Order #2, Spy Run Interconnect Interceptor, 323-80, C-180599-07

DEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS 8-82-01-33

SYNOPSIS OF ORDINANCE Change Order #2, Spy Run Interconnect Interceptor, Sewer Res. 323-80

Federal Grant C-180599-07, Waynesfield Construction, Inc., Contractor.

The contract specifications required the Contractor to pay for each and every sewer tap permit fee (\$35.00) for which he installed a building sewer. However, since this fee has been determined not to be federally eligible and the prepayment of such does eliminate our only system for monitoring those properties which become connected to our sanitary sewer system for sewage billing, it is in our best interest to have this fee paid for by the individual property owners. We are thereby able to inspect the connection and notify the billing department to commence it's sewage billing for the property.

EFFECT OF PASSAGE Continuation of the Spy Run Interconnect Interceptor, Sewer Res. 323-80

EFFECT OF NON-PASSAGE theabove described Change Order will not occur

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$9,572.45 to be paid for as follows:

75% EPA, 15% City Utilities, 10% State.

ASSIGNED TO COMMITTEE